

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ERIC CRUZ,

*Petitioner,*

v.

MARK CAPOZZA, et al.,

*Respondents.*

CIVIL ACTION

NO. 19-1419

**ORDER**

**AND NOW**, this 3rd day of April, 2023, upon consideration of Cruz's Petition for a Writ of *Habeas Corpus* (ECF 1), Respondents' Response in Opposition (ECF 8), the Report and Recommendation of United States Magistrate Judge Richard A. Lloret (ECF 19) and Cruz's Objections (ECF 25), it is hereby **ORDERED** that:

1. Cruz's objections are **OVERRULED** and Magistrate Judge Lloret's Report and Recommendation (ECF 19) is **APPROVED** and **ADOPTED**;
2. Cruz's Petition for a Writ of *Habeas Corpus* (ECF 1) is **DENIED** and **DISMISSED**;
3. No certificate of appealability shall issue;
4. This case shall be **CLOSED** for statistical purposes.

BY THE COURT:

**/s/ Gerald J. Pappert**  
GERALD J. PAPPERT, J.